

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY DOCKET NO. P08797US00/MP US APPL. NO. (if known, see 37CFR 1.5) <div style="font-size: 2em; font-weight: bold;">10/559674</div>
INTERNATIONAL APPLICATION NO. PCT/EP04/006178	INTERNATIONAL FILING DATE 8 June 2004	PRIORITY DATE CLAIMED 26 June 2003
TITLE OF INVENTION: ESPRESSO COFFEE MACHINE		
APPLICANT(S) FOR DO/EO/US: BARDAZZI et al		
Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:		
<div style="list-style-type: none; padding-left: 0;"> <div><input checked="" type="checkbox"/> 1. This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</div> <div><input type="checkbox"/> 2. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 USC 371.</div> <div><input checked="" type="checkbox"/> 3. This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</div> <div><input checked="" type="checkbox"/> 4. The US has been elected (Article 31).</div> <div><input checked="" type="checkbox"/> 5. A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <div style="margin-left: 20px;"> <input type="checkbox"/> a. is attached hereto (required only if not communicated by the International Bureau). <input checked="" type="checkbox"/> b. has been communicated by the International Bureau <input type="checkbox"/> c. is not required, as the application was filed in the United States Receiving Office (RO/US). </div> </div> <div><input checked="" type="checkbox"/> 6. An English translation of the International Application as filed (35 U.S.C. 371(c)(2)). <div style="margin-left: 20px;"> <input type="checkbox"/> a. is attached hereto. <input type="checkbox"/> b. has been previously submitted under 35 U.S.C. 154(d)(4). <input checked="" type="checkbox"/> c. is not needed since the International Application is in English. </div> </div> <div><input type="checkbox"/> 7. Amendments to the claims of the International Appln. under PCT Article 19 (35 USC 371 (c)(3)) <div style="margin-left: 20px;"> <input type="checkbox"/> a. are attached hereto (required only if not communicated by the International Bureau). <input type="checkbox"/> b. have been communicated by the International Bureau. <input type="checkbox"/> c. have not been made; however, the time limit for making such amendments has NOT expired. <input type="checkbox"/> d. have not been made and will not be made. </div> </div> <div><input type="checkbox"/> 8. An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</div> <div><input checked="" type="checkbox"/> 9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</div> <div><input type="checkbox"/> 10. An English translation of the annexes to the Int'l Pre. Exam. Report under PCT Article 36 (35 USC 371(c)(5)).</div> </div>		
Items 11. to 20. below concern document(s) or information included:		
<div style="list-style-type: none; padding-left: 0;"> <div><input checked="" type="checkbox"/> 11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.</div> <div><input checked="" type="checkbox"/> 12. An Assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 & 3.31 is included.</div> <div><input checked="" type="checkbox"/> 13. A preliminary amendment.</div> <div><input type="checkbox"/> 14. An Application Data Sheet under 37 CFR 1.76.</div> <div><input type="checkbox"/> 15. A substitute specification.</div> <div><input type="checkbox"/> 16. A power of attorney and/or change of address letter.</div> <div><input type="checkbox"/> 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 & 37 CFR 1.821-825.</div> <div><input type="checkbox"/> 18. A second copy of the published international application under 35 USC 154(d)(4).</div> <div><input type="checkbox"/> 19. A second copy of the English translation of the international application under 35 USC 154(d)(4).</div> <div>20. Other items or information: <div style="margin-left: 20px;"> <input checked="" type="checkbox"/> Return Receipt Postcard. <input type="checkbox"/> A copy of the Notification of Missing Requirements under 35 U.S.C. 371. <input checked="" type="checkbox"/> In the event that a petition for extension of time is required to be submitted herewith, and in the event that a separate petition does not accompany this response, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely. Any fee is authorized in 21(c). </div> </div> </div>		
Date: December 6, 2005		

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The following fees have been submitted:				CALCULATIONS	PTO USE ONLY
<input checked="" type="checkbox"/> 21. Basic national fee (37 CFR 1.492(a)) \$300				\$300	
<input checked="" type="checkbox"/> 22. Examination fee (37 CFR 1.492(c))					
<input type="checkbox"/> Written Opinion or IPER by US indicates all claims satisfy PCT Art. 33(1-4) \$0				\$200	
<input checked="" type="checkbox"/> All other situations \$200					
<input checked="" type="checkbox"/> 23. Search fee					
<input type="checkbox"/> Written Opinion or IPER by US indicates all claims satisfy PCT Art. 33(1-4) \$0					
<input type="checkbox"/> Has been paid on the Int'l Appln. to the USPTO as ISA \$100				\$400	
<input checked="" type="checkbox"/> International Search Report prepared and provided to the Office \$400					
<input type="checkbox"/> All other situations \$500					
TOTAL OF 21, 22 AND 23				\$900	
<input type="checkbox"/> SIZE FEE: sheets - 100 = ÷ 50 = [rounded up] × \$250 =				\$	
<input type="checkbox"/> Surcharge of \$130 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)) \$130				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	12- 20 =	0	X \$50 =	\$ 0	
Independent Claims	1 - 03 =	0	X \$200 =	\$ 0	
<input type="checkbox"/> Multiple Dependent Claim(s) (if applicable)			+ \$360 =	\$	
TOTAL OF ABOVE CALCULATIONS =				\$900	
<input checked="" type="checkbox"/> Applicant claims small entity status - 37 CFR 1.27. Fees above reduced by 1/2.				\$450	
SUBTOTAL =				\$450	
<input type="checkbox"/> Processing fee for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)) \$130				\$	
TOTAL NATIONAL FEE =				\$450	
<input checked="" type="checkbox"/> Fee for recording enclosed assignment (37 CFR 1.21(h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31) \$40 per property				\$40	
TOTAL FEES ENCLOSED =				\$490	
Amount to be				Refunded	\$
				Charged	\$
<input checked="" type="checkbox"/> Payment of \$490 made by attached Credit Card Payment Form (PTO-2038) <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. . <input type="checkbox"/> Do not charge any claim fees now - any additional claims fees will be paid with the Missing Requirements.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
POWER OF ATTORNEY & CORRESPONDENCE ADDRESS: CUSTOMER NO. 00881 Date: December 6, 2005			NAME: Marvin Petry REG. NO.: 22,752 Signed (for) by: <u>Douglas E. Jackson</u> REG. NO.: 28,518		